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ATTORNEYS FOR DEFENDANT THERMO FISHER SCIENTIFIC INC.

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

ROBERT J. MCCAFFERTY,

Plaintiff,

v.

THERMO FISHER SCIENTIFIC,

Defendant.

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Civil Action No.: 2:11-cv-01146

**STIPULATION OF DISMISSAL  
WITH PREJUDICE**

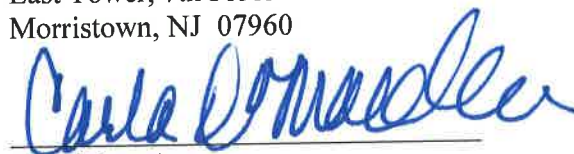
It is hereby stipulated and agreed by and between Robert J. McCafferty ("Plaintiff"), and Thermo Fisher Scientific Inc., ("Defendant"), through their undersigned counsel, who are authorized to enter this stipulation, that Plaintiff's action against Defendant is dismissed in its entirety with prejudice and without costs or attorneys' fees.

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Jonathan I. Nirenberg  
Attorneys for Plaintiff

Dated: February 22, 2013

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Dated: February \_\_, 2013